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3 District of Nevada  
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7 *Attorneys for Defendant*

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 JAMES RICHARDSON,

Case No.

11 Plaintiff,

12 v.

**NOTICE OF REMOVAL**

13 GERALD W. ROSE, DOES 1 through 10,

14 Defendants.

16 Notice is hereby given that Defendant Gerald W. Rose, by and through undersigned  
17 counsel, has removed “Complaint for Defamation” from the Second Judicial District Court  
18 for Washoe County, Nevada to the United States District Court, District of Nevada, on the  
19 following grounds:

20 1. “Complaint for Defamation” is directed against Gerald W. Rose, a federal  
21 Aviation Safety Inspector with the Federal Aviation Administration, in a civil action now  
22 pending in the Second Judicial District Court for Washoe County, Nevada, Case No. CV22-  
23 00862, Dept. No. 6.

24 2. Copies of all process, pleadings and orders received by this removing party in  
such action are attached hereto as Exhibit A.

26 3. “Complaint for Defamation” is one that may be removed without bond to this  
Court pursuant to Section 1442(a)(1), Title 28, United States Code, for the reason that

Plaintiff has filed a civil action in state court against an officer of an agency of the United States relating to an act under color of such office at the time of the alleged events. *See* 28 U.S.C. § 1442(a)(1) (a civil action commenced in state court that is against or directed to any officer of an agency of the United States relating to any act under color of such office may be removed to the District Court of the United States).

4. A copy of this Notice of Removal is being filed with the Clerk of the Second Judicial District Court for Washoe County, Nevada. This filing will automatically effect the removal action described above in its entirety to this Court for all future proceedings pursuant to 28 U.S.C. § 1446(d).

Respectfully submitted this 13th day of June, 2022.

JASON M. FRIERSON  
United States Attorney

s/ Holly A. Vance  
HOLLY A. VANCE  
Assistant United States Attorney

1                   **Certificate of Service**

2                   I, Holly A. Vance, hereby certify that service of the foregoing Notice of Removal  
3 was made by sending a copy of the same by first class mail addressed to the following:

4                   James Richardson  
5                   P. O. Box 5495  
6                   Reno, NV 89513

7                   Dated this 13<sup>th</sup> day of June, 2022.

8                   *s/ Holly A. Vance*  
9                   \_\_\_\_\_  
10                  HOLLY A. VANCE  
11                  Assistant United States Attorney